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7 TATIANA DINS,
8 Plaintiff,
9 v.
10 SELECT PORTFOLIO SERVICING, INC.,
et al.,
11 Defendants.

Case No. [15-cv-06312-MEJ](#)

**ORDER VACATING CMC AND
MOTION HEARINGS**

**ORDER REFERRING CASE TO ADR
UNIT FOR ASSESSMENT TELEPHONE
CONFERENCE**

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13 Pursuant to Civil Local Rule 16-8 and Alternative Dispute Resolution (ADR) Local Rule
14 2-3, the Court refers this foreclosure-related action to the ADR Department for a telephone
15 conference to assess the case's suitability for mediation or a settlement conference. The parties
16 shall participate in a telephone conference, to be scheduled by the ADR Department as soon as
17 possible, but no later than February 4, 2016. The parties shall be prepared to discuss the following
18 subjects:

19 (1) Identification and description of claims and alleged defects in loan
20 documents.
21 (2) Prospects for loan modification.
22 (3) Prospects for settlement.

23 The parties need not submit written materials to the ADR Unit for the telephone
24 conference. In preparation for the telephone conference, Plaintiff shall do the following:

25 (1) Review relevant loan documents and investigate the claims to
determine whether they have merit.
26 (2) If Plaintiff would like a loan modification to resolve all or some of
the claims, Plaintiff shall prepare a current, accurate financial
statement and gather all of the information and documents
customarily needed to support a loan modification request. Further,
Plaintiff shall immediately notify counsel for Defendants of the

1 request for a loan modification.

2 (3) Provide counsel for Defendants with information necessary to
3 evaluate the prospects for loan modification, in the form of a
financial statement, worksheet or application customarily used by
financial institutions.

4 In preparation for the telephone conference, Defendants shall do the following.

5 (1) If unable or unwilling to do a loan modification after receiving
6 notice of the request, Defendants shall promptly notify Plaintiff to
that effect.

7 (2) Arrange for a representative of each Defendant with full settlement
8 authority to participate in the telephone conference.

9 The ADR Department will notify the parties of the date and time the telephone conference
10 will be held. After the telephone conference, the ADR Department will advise the Court of its
11 recommendation for further ADR proceedings.

12 The Case Management Conference and related deadlines, and any noticed motion hearing
13 dates and briefing deadlines are VACATED pending resolution of this ADR process.

14 **IT IS SO ORDERED.**

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16 Dated: January 7, 2016

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19 MARIA-ELENA JAMES
20 United States Magistrate Judge
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TATIANA DINS,
Plaintiff,
v.
SELECT PORTFOLIO
et al.,
Defendant

Case No. 15-cv-06312-MEJ

CERTIFICATE OF SERVICE

SELECT PORTFOLIO SERVICING, INC.,
et al.,

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on January 7, 2016, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Romel Ambachyan
RA & Associates, APC
505 N. Brand Blvd., Suite #800
Glendale, CA 91203

Dated: January 7, 2016

Richard W. Wieking
Clerk, United States District Court

Christopher

By: _____
Chris Nathan, Deputy Clerk to the
Honorable MARIA-ELENA JAMES